

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Social Welfare – Land Acquisition –Ananthapur District – Tadimarri (V) & (M), - Acquisition of land to an extent of Ac.2.91 Cts in Sy.No.292-1, for providing house sites to the weaker section's people – Sanction of Rs. 7,100/- towards balance decretal charges, as per the orders of the Hon'ble High Court, orders dated 16.03.2007, in AS. No.2684/2005 in O.P.No. 98/97 - Orders – Issued.

SOCIAL WELFARE (LA.2) DEPARTMENT

G.O. Rt. No. 775

Dated: 21.09.2010.

Read the following:

1. From the Dist. Collector, Anantapur Lr.No.G5/205/2008, dated 10.03.2010.
2. From the CSW A.P., Hyd Lr.No.LA4/5356/03, dated 25.3.2010.
3. From the CCLA, Hyderabad Lr.No.G4/492/2010, dated 27.04.2010.

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ORDER:

In the reference 3rd read above, the Special Secretary to Government and Chief Commissioner of Land Administration, AP, Hyderabad has stated that the LAO/RDO, Dharmavaram has acquired land to an extent of Ac.2.91 Cts in Sy.No.292-1 situated in Tadimarri (V) & (M) of Ananthapur District for the purpose of providing house sites to the weaker section families, and passed award vide Prods.No.7/96 dated 31.8.1996 duly fixing the land value @ Rs.40,000/- per Acre. Aggrieved by the orders of the LAO/RDO the land owner has filed petition for reference to Civil Court U/S.18 of the LA Act. The Senior Civil Judge, Penukonda has enhanced the compensation from Rs 40,000/- to Rs.48,000/- per acre vide orders dated 23-10-2000 in O.P.No.98/97. Aggrieved by the orders of the Senior Civil Court, Penukonda, the Spl. Dy. Collector (LAO)/RDO, Dharmavaram has filed an appeal before the Hon'ble High Court of Andhra Pradesh. The Hon'ble High Court of Andhra Pradesh, Hyderabad has confirmed the lower Court orders vide its orders dated 16.3.2007 in AS.No.2684/2001 in OP No.98/97. The claimant would be entitled to 30% Solatium, interest at 9% for the first year and at 15% for the subsequent years till depositing the enhanced compensation, that claimant be and the same is hereby entitled additional amount 12% p.a on enhanced market value, from the date of Sec.4(1) Notification i.e., 05.2.1996 till the date of award i.e., 31.8.96. The GP for Appeals has opined that it is not a fit case to prefer any further appeal to Hon'ble Supreme Court of India and advised to comply with the judgment passed by the High Court. Accordingly the Collector, Ananthapur has submitted proposals along with calculation sheet and requested for release an amount of Rs.7,100/- towards balance decretal charges in OP.NO.98/97 to provide house sites to the weaker section people.

2. The Special Secretary to Government and Chief Commissioner of Land Administration, AP, Hyderabad, after scrutiny of the proposal along with the calculation sheet furnished by the Collector, Ananthapur District, has forwarded the same to the Government for sanction of Rs.7,100/- towards decretal charges in A.S.No.2684/2005 in OP No.98/97 for the land acquired to an extent of Ac.2.91 Cts in Sy.No.292-1 situated in Tadimarri (V) & (M) of Ananthapur District, for providing house sites to the weaker sections people.

3. After careful examination of the matter, Government hereby accord sanction to the Commissioner of Social Welfare, AP, Hyderabad for release of an amount of Rs. 7,100/- (Rupees seven thousand and one hundred only) to the District Collector, Ananthapur towards payment of balance decretal charges, as per the orders of the Hon'ble High Court in A.S.No.2684/2005 in OP No.98/97 for the land acquired to an extent of Ac.2.91 Cts in Sy.No.292-1 situated in Tadimarri (V) & (M) of Ananthapur District, for providing house sites to the weaker sections people

4. The amount of expenditure sanctioned in para (3) above shall be met within the B.E. 2010-11 and debited to the following Head of Account:

PTO

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites for weaker sections under Indiramma Programme - 310/312 – other Grants-in-Aid” .

5. The Commissioner of Social Welfare, A.P., Hyderabad, is directed to issue necessary proceedings to the District Collector, Ananthapur to comply with the Court orders.

6. The District Collector, Ananthapur shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions issued vide their U.O Note No12869/196/A1/Esp.SW/2009, dated 22.5.2009 and U.O No.15926/256/A1/Expr.SW/09, dated 17.8.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration, AP, Hyderabad.
The Commissioner of Social Welfare, A.P., Hyderabad.
The District Collector, Ananthapur District..
Copy to:
The Director of Treasuries & Accounts, A.P. Hyderabad.
The Accountant General, A.P., Hyderabad
The District Treasury Officer, Ananthapur District.
Finance (Exp.SW/BG) Department.
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER